

HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

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W.P. No.29835 of 1997

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Between

Bathula Anjaneyulu

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..Petitioner

AND

The General Manager, Prakasham District ..Respondents
Cooperative Central Bank, Ongole and another

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:: JUDGMENT ::

27.4.2007

HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

W.P. No.29835 of 1997

Heard Smt.B.Geetha representing Sri V.Mallik, learned counsel for the petitioner and the learned Government Pleader for Cooperation in the matter.

This writ petition has been instituted with a prayer as follows:

“For the reasons stated in the accompanying affidavit, it is therefore prayed that this Hon'ble Court may be pleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus directing the respondents herein to pay the arrears of salary in pursuance of proceedings dated 7.10.1997 in Rc.No.490/97 issued by the 4th respondent herein by declaring the inaction as being illegal, arbitrary and pass such other order or orders as this Hon'ble Court may deem think fit and proper.”

The learned Government Pleader for Cooperation has saved me the bother of going into the further details of the claim and the counter claim if any, by stating that the Prakasham District Cooperative Central Bank at Ongole has in fact expressed its willingness to pay the arrears of salary which is payable to the writ petitioner because the former Society where he worked is no longer in existence. The learned Government Pleader points out that since the writ petitioner is not in service, the Bank could not pay of the money due to him. The learned Government Pleader also assures that if the writ

petitioner reports before the Prakasham District Cooperative Bank, Ongole and produces the necessary identity of his, the Bank is willing to settle his claim and pay the arrears.

Though the learned counsel for the writ petitioner had no specific instructions to this effect, but in view of the statement made by the learned Government Pleader for the Cooperation, this writ petition can be disposed of with an observation that the writ petitioner should approach the Prakasham District Cooperative Bank at Ongole which in turn after verification of his identity, will pay of the arrears of salary to which he is otherwise eligible. The writ petition is accordingly, disposed of. No costs.

NOOTY RAMAMOHANA RAO.J.

27.4.2007

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